

Current Classification: > [REDACTED]

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A. PHYSICAL SEARCH: ON 29 NOVEMBER [REDACTED]

[REDACTED] SURPRISE SEARCHES OF GUATEMALAN ARMY AND POLICE
POSTS FOR FORMER REVOLUTIONARY ORGANIZATION OF PEOPLE IN
ARMS (ORPA) COMMANDER EFRAIN ((aBAMACA)) aVELASQUEZ. [REDACTED]
DID NOT FIND ANY EVIDENCE OF BAMACA IN ANY BASES OR
STATIONS.

B. COUNTERATTACK: ON THE SAME DAY, THE GUATEMALAN
[REDACTED] BROUGHT
CHARGES OF MAKING UNSUPPORTED ACCUSATIONS AGAINST THE

Approved for Release
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GUATEMALAN GOVERNMENT THE ALLEGED U.S. CITIZEN WIFE OF BAHACA, JENNIFER ((HARBURY)). (FIELD COMMENT: THE CHARGE, CALLED "JACTANCIA," IS SIMILAR TO A SLANDER CHARGE. HARBURY WAS GIVEN A PERIOD OF 15 DAYS TO PRESENT HER EVIDENCE THAT THE GOVERNMENT IS HOLDING BAHACA.) ON 9 DECEMBER, A GUATEMALAN JUDGE TEMPORARILY LIFTED THE MOTION FILED [REDACTED] A NEW HEARING ON THE [REDACTED] "JACTANCIA" MOTION HAS BEEN SET FOR 12 JANUARY 1995. [REDACTED] STRONGLY OPPOSED THE DELAY. HARBURY IS BEING ALLOWED TO STAY IN GUATEMALA FOR AS LONG AS SHE IS PRESSING THE BAHACA CASE THROUGH THE GUATEMALAN LEGAL SYSTEM. GOVERNMENT OFFICIALS HAVE HINTED THAT SHE WILL BE DEPORTED IF SHE ENGAGES IN FURTHER "POLITICAL" ACTIVITIES, LIKE HER RECENT HUNGER STRIKE.

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(b)(3)
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1.5(c)

C. LEGALISTIC WRANGLING: ON 7 DECEMBER, [REDACTED] FILED A MOTION OF UNCONSTITUTIONALITY AGAINST THE SUPREME COURT, WHICH HAD DEMANDED HIS OFFICE INVESTIGATE THE DISAPPEARANCE OF BAHACA. [REDACTED] COMMENT: THE SUPREME COURT ISSUED THE ORDER SOMETIME IN EARLY TO MID-NOVEMBER. [REDACTED] DOES NOT HAVE THE DATE ON HAND.) [REDACTED] THE OMBUDSMAN IS NOT ANSWERABLE TO THE COURTS.

[REDACTED] THE OMBUDSMAN WORKS FOR THE CONGRESS. NEVERTHELESS, ON 9 DECEMBER, [REDACTED] TURNED IN TO THE SUPREME COURT THE RESULTS OF HIS BAHACA INVESTIGATIONS UP TO THAT DATE. THE REPORT NOTED THAT THE OMBUDSMAN'S OFFICE HAD NOT BEEN ABLE TO DEVELOP INFORMATION ON THE WHEREABOUTS OF THE FORMER GUERRILLA SUB-COMMANDER.

[REDACTED] COMMENT: ACCORDING TO A MEMO [REDACTED] HAVE INTERVIEWED ARMY OFFICERS ABOUT BAHACA. THEY ARE GETTING SIMILAR ANSWERS FROM EVERY OFFICER THEY TALK TO, SUGGESTING THE OFFICER CORPS HAS BEEN COACHED TO PROVIDE AN "APPROVED" ANSWER TO [REDACTED] IT IS THIS STATION'S VIEW THAT THE GUATEMALAN ARMY WILL NEVER ADMIT THAT IT CAPTURED BAHACA ALIVE, ALTHOUGH IT IS NOW ALMOST BEYOND DISPUTE THAT THE ARMY DID CAPTURE HIM, AND PROBABLY EXECUTED HIM AFTER HE OUTLIVED HIS USEFULNESS. TO MAKE ANY ADMISSIONS IN THE CASE WOULD UNLEASH A HAIL OF INTERNATIONAL AND NATIONAL CRITICISM THAT WOULD MAKE THE CURRENT BAHACA CASE FUROR LOOK PALE BY COMPARISON.)

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]